

**MINUTE ORDER**

RULE 5 DOCS  
CR 21-169 WMW/HB Page 3

**Magistrate Judge Alicia M. Otazo-Reyes**

Atkins Building Courthouse - 10th Floor

Date: 11/15/2021 Time: 2:00 p.m.

Defendant: Harold Bennie Kaeding J#: 02568-506 Case #: 21-MJ-4220-OTAZO-REYES (SEALED)AUSA: Kevin Larsen Attorney: \_\_\_\_\_Violation: D/MN/WARR/INDICT/Wire Fraud/Money LaunderingSurr/Arrest Date: 11/14/2021 YOB: 1949Proceeding: Initial Appearance

CJA Appt: \_\_\_\_\_

Bond/PTD Held: ☐ Yes ☐ No

Recommended Bond: \_\_\_\_\_

Bond Set at: \_\_\_\_\_

Co-signed by: \_\_\_\_\_

☐ Surrender and/or do not obtain passports/travel docs☐ Report to PTS as directed/or \_\_\_\_\_ x's a week/month by phone: \_\_\_\_\_ x's a week/month in person

Random urine testing by Pretrial

☐ Services

Treatment as deemed necessary

☐ Refrain from excessive use of alcohol☐ Participate in mental health assessment & treatment☐ Maintain or seek full-time employment/education☐ No contact with victims/witnesses, except through counsel☐ No firearms☐ Not to encumber property☐ May not visit transportation establishments☐ Home Confinement/Electronic Monitoring and/or

Curfew \_\_\_\_\_ pm to \_\_\_\_\_ am, paid by \_\_\_\_\_

☐ Allowances: Medical needs, court appearances, attorney visits, religious, employment☐ Travel extended to: \_\_\_\_\_☐ Other: \_\_\_\_\_Language: English

Disposition:

- Brady Warning  
- Matter reset due to the unavailability of a sign language interpreter

Time from today to \_\_\_\_\_ excluded from Speedy Trial Clock

NEXT COURT APPEARANCE

Date:

Time:

Judge:

NOV 19 2021

Report RE Counsel: \_\_\_\_\_

U.S. DISTRICT COURT MPLS

PTD/Bond Hearing: \_\_\_\_\_

Prelim/Arrest or Removal: \_\_\_\_\_

Status Conference RE: \_\_\_\_\_

D.A.R. 14:01:35

s/Alicia M. Otazo-Reyes

Time in Court: 4 min

Magistrate Judge

**MINUTE ORDER**

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**Magistrate Judge Alicia M. Otazo-Reyes**

Atkins Building Courthouse - 10th Floor

Date: 11/16/2021 Time: 2:00 p.m.

Defendant: HAROLD BENNIE KAEDING J#: 02568-506 Case #: 21-MJ-4220-OTAZO-REYES (SEALED)

AUSA: Annie Martinez Attorney: \_\_\_\_\_Violation: D/MN/WARR/INDICT/WIRE FRAUD/MONEY  
LAUNDERING

Surr/Arrest Date: 11/14/2021 YOB: 1949

Proceeding: Initial Appearance

CJA Appt: \_\_\_\_\_

Bond/PTD Held: ☐ Yes ☐ No

Recommended Bond: \_\_\_\_\_

Bond Set at: \_\_\_\_\_

Co-signed by: \_\_\_\_\_

- ☐ Surrender and/or do not obtain passports/travel docs
- ☐ Report to PTS as directed/or \_\_\_\_\_ x's a week/month by phone: \_\_\_\_\_ x's a week/month in person
- ☐ Random urine testing by Pretrial Services
- ☐ Treatment as deemed necessary
- ☐ Refrain from excessive use of alcohol
- ☐ Participate in mental health assessment & treatment
- ☐ Maintain or seek full-time employment/education
- ☐ No contact with victims/witnesses, except through counsel
- ☐ No firearms
- ☐ Not to encumber property
- ☐ May not visit transportation establishments
- ☐ Home Confinement/Electronic Monitoring and/or Curfew \_\_\_\_\_ pm to \_\_\_\_\_ am, paid by \_\_\_\_\_
- ☐ Allowances: Medical needs, court appearances, attorney visits, religious, employment
- ☐ Travel extended to: \_\_\_\_\_
- ☐ Other: \_\_\_\_\_

Language: English \*

Disposition:

Brady Warning

\* Defendant requires CART Captioning Services (Communication Access Real-time Translation) to understand what is being said in court because he is hearing impaired. Matter reset to obtain the service.

Time from today to \_\_\_\_\_ excluded from Speedy Trial Clock

NEXT COURT APPEARANCE

Date:

Time:

Judge:

Place:

Report RE Counsel: \_\_\_\_\_

PTD/Bond Hearing: \_\_\_\_\_

Prelim/Arraign or Removal:

Status Conference RE:

D.A.R.

Initial Appearance 11/17/21 2:00 p.m. Deby Medina

14:13:40, 14:50:06

Time in Court: 10 min

s/Alicia M. Otazo-Reyes

Magistrate Judge

## MINUTE ORDER

Page 1

Magistrate Judge Alicia M. Otazo-Reyes

Atkins Building Courthouse - 10th Floor

Date: 11/19/21

Time: 10:00 A.M.

Defendant: HAROLD BENNIE KAEDING J#: 02568-506 Case #: 21-4220-OTAZO-REYES (SEALED)

AUSA: Breezya Telfair Attorney:

Violation: DISTRICT/MINNESOTA/WIRE FRAUD/  
MONEY LAUNDERING

Surr/Arrest Date: 11/14/21

YOB: 1949

Proceeding: Initial Appearance

CIA Appt:

Bond/PTD Held: ☒ Yes ☒ No

Recommended Bond:

Bond Set at: \$100 PTD w/right to revisit

Co-signed by:

☐ Surrender and/or do not obtain passports/travel docs

Language: English \*

☐ Report to PTS as directed/or \_\_\_\_\_ x's a week/month by  
phone: \_\_\_\_\_ x's a week/month in person

Random urine testing by Pretrial

☐ Services

Treatment as deemed necessary

☐ Refrain from excessive use of alcohol☐ Participate in mental health assessment & treatment☐ Maintain or seek full-time employment/education☐ No contact with victims/witnesses, except through counsel☐ No firearms☐ Not to encumber property☐ May not visit transportation establishments☐ Home Confinement/Electronic Monitoring and/or

Curfew \_\_\_\_\_ pm to \_\_\_\_\_ am, paid by \_\_\_\_\_

☐ Allowances: Medical needs, court appearances, attorney visits,  
religious, employment☐ Travel extended to: \_\_\_\_\_☐ Other: \_\_\_\_\_

Disposition:

Brady Wainey

Case unsealed

Rights

Sworn

Indigent

AFPD Appt

\$100 PTD w/right to  
revisitDeft waived removal  
& ordered removed to  
Hue D/MNTime from today to \_\_\_\_\_ excluded  
from Speedy Trial Clock

NEXT COURT APPEARANCE

Date:

Time:

Judge:

Place:

Report RE Counsel:

PTD/Bond Hearing:

Prelim/Arraign o. Removal:

Status Conference RE:

D.A.R. 10:01:42

Time in Court: 20 min

s/Alicia M. Otazo-Reyes

Magistrate Judge

\* Deft requires the use of CART Services Translation

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

Case No. 21-MJ-4220-OTAZO-REYES (SEALED)

UNITED STATES OF AMERICA,  
Plaintiff,

V.

HAROLD BENNIE KAEDING,  
Defendant(s).

**ORDER**

THIS CAUSE came before the Court and pursuant to proceedings it is thereupon, PURSUANT TO THE ARREST OF THE ABOVE NAMED DEFENDANT, THIS CASE IS HEREBY UNSEALED.

**DONE AND ORDERED** at Miami, Florida.

Dated: 11/17/2021

  
\_\_\_\_\_  
Alicia M. Otazo-Reyes  
UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 21-4220-AOR

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

WAIVER OF REMOVAL HEARING

Harold Bennie Kaeding,  
Defendant.

I, Harold Bennie Kaeding, charged in a proceeding pending in the  
District of Minnesota and having been arrested in the Southern  
District of Florida and taken before ALICIA M. OTAZO-REYES, a United States  
Magistrate Judge for that district, who informed me of the charge and of my right to retain counsel  
or request the assignment of counsel if I am unable to retain counsel, and to have a hearing or execute  
a waiver thereof, do hereby waive a hearing before the aforementioned magistrate and consent to the  
issuance of a warrant/order for my removal to the District of Minnesota  
where the aforesaid charge is pending against me.

DONE and ORDERED at Miami, Florida this 17th day of November

2021

Witness

Alicia M. Otazo-Reyes  
ALICIA M. OTAZO-REYES  
UNITED STATES MAGISTRATE JUDGE

\* [Signature]  
Signature of Defendant

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 21-4220-MJ-OTAZO-REYES

UNITED STATES OF AMERICA

Plaintiff,

vs.

HAROLD BENNIE KAEDING,

Defendant.

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**DEFENDANT'S INVOCATION OF  
RIGHTS TO SILENCE AND COUNSEL**

The Defendant named above does hereby invoke his rights to remain silent and to counsel with respect to any and all questioning or interrogation, regardless of the subject matter, including, but not limited to: matters that may bear on or relate to arrest, searches and seizures, bail, pretrial release or detention, evidence at trial, guilt or innocence, forfeitures; or that may be relevant to sentencing, enhanced punishments, factors applicable under the United States Sentencing Guidelines, restitution, immigration status or consequences resulting from arrest or conviction; appeals or other post-trial proceedings.

The Defendant requests that the United States Attorney ensure that this invocation of rights is honored, by forwarding a copy of it to all law enforcement agents, government officials, or employees associated with the investigation of any matters relating to the defendant. Any contact with the Defendant must be made through the defendant's lawyer, undersigned counsel.

MICHAEL CARUSO  
FEDERAL PUBLIC DEFENDER

By: /s/ Stewart G. Abrams  
Assistant Federal Public Defender  
Florida Bar No. 371076  
150 West Flagler Street, Suite 1500  
Miami, Florida 33130-1556  
Tel: (305) 530-7000/Fax: (305) 530-7120  
E-mail: stewart\_abrams@fd.org

**CERTIFICATE OF SERVICE**

I HEREBY certify that on **November 18, 2021**, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Stewart G. Abrams



**United States District Court  
Southern District of Florida**

Case No. 21-4220-AOR

UNITED STATES OF AMERICA,

v.

Charging District's Case No.

Harold Benne Kaeding  
(USM#02568-504)

COMMITMENT TO ANOTHER DISTRICT

The defendant has been ordered to appear in the District of Minnesota  
Stewart Abrams, AFRD appeared as counsel on behalf of the Defendant for  
proceedings in this District.

The defendant remains in custody after the initial appearance in the Southern District of Florida.

**IT IS ORDERED** that the United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district..

**DONE AND ORDERED** at Miami, Florida on Nov. 17, 2021.

Alicia M. Otazo-Reyes  
Alicia M. Otazo-Reyes  
United States Magistrate Judge



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INTERPRETER

**U.S. District Court  
Southern District of Florida (Miami)  
CRIMINAL DOCKET FOR CASE #: 1:21-mj-04220-AOR-1**

Case title: USA v. KAEDING

Date Filed: 11/15/2021

Date Terminated: 11/19/2021

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Assigned to: Magistrate Judge Alicia M. Otazo-Reyes

**Defendant (1)**

**Harold Bennie Kaeding**

02568-506

*YOB: 1949; ENGLISH (CART CAPTIONING SERVICES)*

*TERMINATED: 11/19/2021*

represented by **Noticing FPD-MIA**

305-530-7000

Email: [MIA\\_ECF@FD.org](mailto:MIA_ECF@FD.org)

*LEAD ATTORNEY*

*ATTORNEY TO BE*

*NOTICED*

*Designation: Public Defender*

*Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

WARRANT/INDICTMENT/DISTRICT/MINNESOTA/WIRE  
FRAUD/MONEY LAUNDERING

**Disposition**

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**Plaintiff**

USA

represented by **Noticing AUSA CR TP/SR**

Email: [Usafls.transferprob@usdoj.gov](mailto:Usafls.transferprob@usdoj.gov)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*  
*Designation: Retained*

Date Filed	#	Docket Text
11/15/2021	<u>1</u>	Magistrate Removal of Warrant/Indictment from the District of Minnesota, Case number in the other District CR 21-169 WMW/HB as to Harold Bennie Kaeding (1). (cg1) (Entered: 11/15/2021)
11/15/2021	<u>2</u>	<p>Minute Order for proceedings held before Magistrate Judge Alicia M. Otazo-Reyes: Status Conference re: Initial Appearance as to Harold Bennie Kaeding held on 11/15/2021. (Initial Appearance reset for 11/16/2021 02:00 PM in Miami Division before MIA Duty Magistrate.) (Digital 14:07:35)</p> <p>It is ORDERED AND ADJUDGED that pursuant to the Due Process Protections Act, the Court confirms the United States obligation to disclose to the defendant all exculpatory evidence- that is, evidence that favors the defendant or casts doubt on the United States case, as required by <i>Brady v. Maryland</i>, 373 U.S. 83 (1963) and its progeny, and ORDERS the United States to do so. The government has a duty to disclose any evidence that goes to negating the defendants guilt, the credibility of a witness, or that would reduce a potential sentence. The defendant is entitled to this information without a request. Failure to disclose exculpatory evidence in a timely manner may result in consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, disciplinary action, or sanctions by the Court. Signed by Magistrate Judge Alicia M. Otazo-Reyes on 11/15/2021. (cg1) (Entered: 11/16/2021)</p>
11/16/2021	<u>3</u>	<p>Minute Order for proceedings held before Magistrate Judge Alicia M. Otazo-Reyes: Status Conference Re: initial appearance - Rule 5(c)(3)/40, as to Harold Bennie Kaeding held on 11/16/2021. (Initial Appearance - Rule 5(c)(3)/40 reset for 11/17/2021 02:00 PM in Miami Division before MIA Duty Magistrate.) NOTE: DEFENDANT REQUIRES CAPTIONING SERVICES - COMMUNICATION ACCESS REAL-TIME TRANSLATION - (CART). (Digital 14:13:40/14:50:06)</p> <p>It is ORDERED AND ADJUDGED that pursuant to the Due Process Protections Act, the Court confirms the United States obligation to disclose to the defendant all exculpatory evidence- that is, evidence that favors the defendant or casts doubt on the United States case, as required by <i>Brady v. Maryland</i>, 373 U.S. 83 (1963) and its progeny, and ORDERS the United States to do so. The government has a duty to disclose any evidence that goes to negating the defendants guilt, the credibility of a witness, or that would reduce a potential sentence. The defendant is entitled to this information without a request. Failure to disclose exculpatory evidence in a timely manner may result in consequences, including, but not limited to, exclusion of evidence, adverse jury instructions, dismissal of charges, contempt proceedings, disciplinary action, or sanctions by the Court. Signed by Magistrate Judge Alicia M. Otazo-Reyes on 11/16/2021. (cg1) (Entered: 11/17/2021)</p>
11/17/2021	<u>5</u>	Minute Order for proceedings held before Magistrate Judge Alicia M. Otazo-Reyes: Initial Appearance in Rule 5(c)(3)/Rule 40 Proceedings as to Harold Bennie Kaeding held on 11/17/2021. Date of Arrest or Surrender: 11/14/21. English - Defendant requires the use of CART Services Translation. Attorney added: Noticing FPD-MIA for Harold Bennie Kaeding (Digital 10:01:42) Signed by Magistrate Judge Alicia M. Otazo-Reyes on 11/17/2021. (cg1) (Entered: 11/18/2021)
11/17/2021	<u>6</u>	Order to Unseal as to Harold Bennie Kaeding. Signed by Magistrate Judge Alicia M. Otazo-Reyes on 11/17/2021. (fbn) (Entered: 11/18/2021)
11/17/2021	<u>7</u>	WAIVER of Rule 5(c)(3)/Rule 40 Hearing by Harold Bennie Kaeding (cg1) (Entered: 11/18/2021)

		11/19/2021)
11/18/2021	<u>4</u>	Invocation of Right to Silence and Counsel by Harold Bennie Kaeding (Abrams, Stewart) (Entered: 11/18/2021)
11/19/2021	<u>8</u>	COMMITMENT TO ANOTHER DISTRICT as to Harold Bennie Kaeding. Defendant committed to District of District of Minnesota.. Closing Case for Defendant. Signed by Magistrate Judge Alicia M. Otazo-Reyes on 11/17/2021. <i>See attached document for full details.</i> (fbn) (Entered: 11/19/2021)
11/19/2021	<u>9</u>	Notice of Criminal Transfer to District of Minnesota of a Rule 5 or Rule 32 Initial Appearance as to Harold Bennie Kaeding. Your case number is: CR 21-169 WMW/HB. Docket sheet and documents attached. If you require certified copies of any documents, please call our Records Section at 305-523-5210. <u>Attention Receiving Court:</u> <i>If you wish to designate a different email address for future transfers, send your request to TXND at: InterDistrictTransfer_TXND@txnd.uscourts.gov.</i> (fbn) (Entered: 11/19/2021)